

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

LARRY HENRICKS,

Petitioner,

v.

ORDER

Civil File No. 15-0168 (MJD/SER)

UNITED STATES OF AMERICA,

Respondent.

Larry Henricks, pro se.

D. Gerald Wilhelm, Assistant United States Attorney, Counsel for Respondent.

The above-entitled matter comes before the Court upon the Report and Recommendation of United States Magistrate Judge Steven E. Rau dated February 24, 2015. [Docket No. 3] Petitioner Larry Henricks filed an objection to the Report and Recommendation on March 12, 2015. [Docket No. 3]

Pursuant to statute, the Court has conducted a de novo review upon the record. 28 U.S.C. § 636(b)(1); Local Rule 72.2(b). Based upon that review, the

Court adopts the Report and Recommendation of United States Magistrate Judge Steven E. Rau dated February 24, 2015.

Accordingly, based upon the files, records, and proceedings herein, **IT IS HEREBY ORDERED:**

1. The Court **ADOPTS** the Report and Recommendation of United States Magistrate Judge Steven E. Rau dated February 24, 2015 [Docket No. 3].
2. Petitioner Larry Henricks's Petition for a Writ of Habeas Corpus under 28 U.S.C. § 2241 [Docket No. 1] is **DENIED**.
3. This action is **DISMISSED without prejudice** for lack of jurisdiction.

LET JUDGMENT BE ENTERED ACCORDINGLY.

Dated: May 11, 2015

s/ Michael J. Davis

Michael J. Davis

Chief Judge

United States District Court